

BAKER BOTTS L.L.P.

Seth T. Taube (ST 6088)
Richard B. Harper (RH 5979)
Lance D. Cassak (LC 3116)
30 Rockefeller Plaza
New York, New York 10112
Tel: (212) 408-2500
Fax: (212) 408-2501
Attorneys for Defendants
Whirlpool Corp., Whirlpool Patents Co.,
Whirlpool Manufacturing Corp., and Maytag Corp.

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

LG ELECTRONICS U.S.A., INC., LG
ELECTRONICS, INC., & LG ELECTRONICS
MONTERREY MEXICO, S.A., DE, CV,

Plaintiffs,

v.

WHIRLPOOL CORP., WHIRLPOOL
PATENTS CO., WHIRLPOOL
MANUFACTURING CORP., and MAYTAG
CORP.

Defendants.

CIVIL ACTION

Civil Action No. 2:08-cv-1869

HONORABLE JUDGE FAITH S. HOCHBERG

**DEFENDANTS' NOTICE OF MOTION
AND MOTION FOR EXTENSION OF TIME
TO RESPOND TO PLAINTIFFS'
COMPLAINT PURSUANT TO RULE
12(a)(4)**

TO: Richard L. Stroup
Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
901 New York Avenue, NW
Washington, DC 20001-4413
richard.stroup@finnegan.com
Attorneys for Plaintiffs

Thomas Curtin, Esq.
Graham Curtin, P.A.
4 Headquarters Plaza
P.O. Box 1991
Morristown, NJ 07962-1991
tcurtin@grahamcurtin.com
Attorneys for Plaintiffs

NOTICE OF MOTION AND MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE, that on June 2, 2008, at 9:00 a.m., or as soon thereafter as counsel may be heard, Defendants Whirlpool Corp., Whirlpool Patents Co., Whirlpool Manufacturing Corp., and Maytag Corp., by and through their counsel, Baker Botts L.L.P., will move before the Honorable Faith S. Hochberg of the United States District Court, District of New Jersey, at the Martin Luther King, Jr. Federal Building & United States Courthouse, 50 Walnut Street, Newark, New Jersey, for an order granting Defendants' Motion for Extension of Time to Respond to Plaintiffs' Complaint Pursuant to Rule 12(a)(4). Plaintiffs' Complaint was served on April 17, 2008 and the present motion is the first request for an extension of time.

PLEASE TAKE FURTHER NOTICE that in support of this Motion, Defendants rely on the accompanying Memorandum of Law filed concurrently herewith, and on such oral argument as may be presented by counsel at any hearing of this motion, as well as all other matters this Court deems to be appropriate.

Dated: May 7, 2008

Respectfully submitted,
BAKER BOTTs L.L.P

By: /s/ Richard B. Harper
Seth T. Taube (ST 6088)
Richard B. Harper (RH 5979)
Lance D. Cassak (LC 3116)
30 Rockefeller Plaza
New York, New York 10112
Tel: (212) 408-2500
Fax: (212) 408-2501
Attorneys for Defendants
Whirlpool Corp., Whirlpool Patents
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Defendants.

CIVIL ACTION

Civil Action No. 2:08-cv-1869

HONORABLE JUDGE FAITH S. HOCHBERG

**[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION FOR
EXTENSION OF TIME TO RESPOND TO
PLAINTIFFS' COMPLAINT PURSUANT
TO RULE 12(a)(4)**

The Court, having considered the motion of Defendants Whirlpool Corp., Whirlpool Patents Co., Whirlpool Manufacturing Corp., and Maytag Corp. for Extension of Time to Respond to Plaintiffs' Complaint Pursuant to Rule 12(a)(4), and all submissions related thereto, including the opposition of Plaintiffs' LG Electronics U.S.A., Inc., LG Electronics, Inc., and LG Electronics Monterrey Mexico, S.A., DE, CV thereto, finds that this Court should grant Defendants' an extension of time to respond to Plaintiffs' complaint pursuant Fed. R. Civ. P. 12(a)(4) or until such time as this Court deems proper. Accordingly, it is ORDERED that:

Defendants have until such time as set forth in Fed. R. Civ. P. 12(a)(4) to answer Plaintiffs' complaint.

United States District Judge

Date

PROOF OF SERVICE

On May 7, 2008, I served a true and correct copy of the documents described as: Defendants' Notice of Motion and Motion for Extension of Time to Respond to Plaintiffs' Complaint Persuant to Rule 12(a)(4); Defendants' Memorandum of Law in Support of Motion for Extension of Time to Respond to Plaintiffs' Complaint Persuant to Rule 12(a)(4); the Declaration of Richard B. Harper and Proposed Order on the following interested party in this action:

Richard L. Stroup
 Finnegan, Henderson, Farabow,
 Garrett & Dunner, L.L.P.
 901 New York Avenue, NW
 Washington, DC 20001-4413
 richard.stroup@finnegan.com
 Attorneys for Plaintiffs

Thomas Curtin, Esq.
 Graham Curtin, P.A.
 4 Headquarters Plaza
 P.O. Box 1991
 Morristown, NJ 07962-1991
 tcurtin@grahamcurtin.com
 Attorneys for Plaintiffs

I caused the foregoing documents to be enclosed in a sealed envelope, for overnight delivery on the individuals identified above as indicated herein. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing and know that, in the ordinary course of Baker Botts' business practice, the documents described above would be deposited for overnight delivery on that same day at New York, NY, in ordinary course of business. I am aware that on motion of the party served, service is presumed to be invalid if the postal cancellation date, or postage meter date, is more than one day after the date of deposit for mailing set forth in this declaration. I also caused these documents to be sent to the above via email.

May 7, 2008

Date

By: /s/ Richard B. Harper

Richard B. Harper (RH 5979)